

MEMO ENDORSED

May 23, 2023

 USDC SDNY
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Via ECF
 Honorable Valerie Caproni
 United States District Court, Southern District of New York
 40 Foley Square, Room 240
 New York, NY 10007

RE: *Virgin Scent, Inc. v. Sandler and Travis, P.A., P.C., et al.*, Case No. 1:23-cv-02440-VEC

Dear Judge Caproni:

I write to respectfully request an adjournment of the June 2, 2023 Initial Pre-Trial Conference in the above matter.

My Firm was retained on May 16, 2023, to represent Defendant Sandler, Travis & Rosenberg, P.A. (sued herein as Sandler and Travis, P.A., P.C., a professional association). Upon reviewing PACER on May 18, 2023, we learned of the Initial Pre-Trial Conference, rescheduled at Plaintiff's counsel's request to June 2, 2023, and of the May 25, 2023 deadline for the parties' joint letter. Given our recent retention, and a pre-existing conflict on June 2, 2023, we respectfully request a brief adjournment of the June 2, 2023 Initial Pre-Trial Conference.

We propose the following alternative dates and respectfully request that the Conference be virtual (Plaintiff's counsel will be appearing virtually): **June 23, 2023; June 30, 2023; July 7, 2023; or July 28, 2023.**

As noted, Plaintiff's counsel previously requested one (1) adjournment of the Initial Pre-Trial Conference, on May 17, 2023. The Initial Pre-Trial Conference was originally scheduled for May 26, 2023, and the joint letter was originally due on May 18, 2023. Plaintiff requested an extension due to us not having appeared, given our recent retention.

Plaintiff's counsel is not opposed to the request, but has a trial set to begin June 12, 2023 so is not certain of his June and July schedule yet.

We greatly appreciate the Court's time and consideration.

Respectfully Submitted,

FURMAN KORNFELD & BRENNAN LLP


 Andrew R. Jones

Application GRANTED in part. The Initial Pre-Trial conference scheduled for Friday, June 2, 2023 at 10:00 A.M. is hereby adjourned until **Friday, June 30, 2023 at 10:00 A.M.** The parties must submit a joint letter and proposed case management plan as set forth at Dkt. 8 not later than **Thursday, June 22, 2023.**

As explained in the Court's order at Dkt. 8, the parties must indicate in their joint letter whether they believe an Initial Pre-Trial Conference is necessary. The Court ordinarily conducts all proceedings in person. If the parties believe a conference is necessary, and if Defendants seek to appear remotely, they must provide a justification for their request as part of their joint letter.

SO ORDERED.

 05/23/2023

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE